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October 7, 2005

VIA FACSIMILE

Joseph P. Messina
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One Financial Center
Boston, MA 02111

***Re: Oracle International v. Mangosoft, Inc., et al.
U.S.D.C., N.D.Cal. Civil Action No. 03-02267-VRW***

Dear Joe:

I did not hear back regarding my e-mail request for a teleconference concerning the scheduling of numerous upcoming percipient and 30b6 depositions, and my numerous written requests for dates continue to go unanswered.

Based on our teleconference some weeks ago, I had anticipated your cooperation in scheduling the depositions and was surprised by Defendants' (unannounced) motion for summary judgment of noninfringement and invalidity in view of Defendants' withholding of this critical discovery. In view of Defendants' continuing failure to provide or agree to dates for any of these depositions (or even respond to my correspondence), I am confident Defendants will agree to continue the hearing on Defendants' recently filed motion for summary judgment until March or April of 2006 (as contemplated in the Court's September 22, 2005 Case Management Order) to allow Oracle to conduct this necessary discovery and prepare its opposition.

Therefore, I ask again that you make yourself available to discuss these matters in greater detail. If I do not hear from you by Wednesday, October 12, 2005, Oracle will be forced to seek an order setting dates for the depositions of all of Defendants' witnesses and staying the summary judgment proceedings pending completion of fact and expert discovery.

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Nevertheless, in hopeful anticipation of your cooperation, I propose the following schedule:

Witnesses Represented by Mintz Levin

Robert Phillips	November 8, 2005 @ 10:00 a.m.
Daniel Dietterich	November 9, 2005 @ 10:00 a.m.
Dave Porter	November 10, 2005 @ 10:00 a.m.
Robert Parsons	November 11, 2005 @ 10:00 a.m.
Scott Davis	December 6, 2005 @ 10:00 a.m.
30b6 Sales/Marketing/Licensing	December 7, 2005 @ 10:00 a.m.
30b6 Design & Operation	December 8, 2005 @ 10:00 a.m.

Witnesses Not Represented by Mintz Levin

James Plummer	October 27, 2005 @ 9:00 a.m.
Randy Shain	October 28, 2005 @ 9:00 a.m.
Mark Woodbury	Unable To Locate - TBD
Jerry Plouffe	Unable To Locate - TBD

In view of the Thanksgiving Holiday and the unanticipated delay in scheduling the examination of these witnesses, I believe we should also agree to extend the deadline for opening expert reports until January 6, 2005.

Please let me know how Defendants wish to proceed.

Sincerely,



Michael D. Powell

cc: Thomas W. Lathram